

10/557557

IAP6 Rec'd PCT/PTO 21 NOV 2005

Customer No. 22,852
Attorney Docket No. 09812.0529

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Jun MATSUMOTO et al.)	
)	Group Art Unit: N/A
Application No.: Not Yet Assigned)	
)	Examiner: Not Yet Assigned
Filed: November 21, 2005)	
)	
For: DATA PROCESSING APPARATUS,)	
METHOD AND APPARATUS FOR)	
ENCODING, METHOD AND)	
APPARATUS FOR DECODING, AND)	
PROGRAM)	

**Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO/SB/08 and cited in the international search report. Copies of the listed documents are attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

The following is listed on the accompanying PTO/SB/08 and is in a non-English language:

1. JP 11-219198

An English-language abstract of the document is enclosed.

The following is listed on the accompanying PTO/SB/08 and is in a non-English language:

1. Finland Application No. 990033, which corresponds to U.S. Patent No. 6,587,817.

The following are listed on the accompanying PTO/SB/08, but are not provided, and correspond to U.S. Patent No. 6,587,817:

1. EP-1145221
2. CN-1132155
3. AU-2112700

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed

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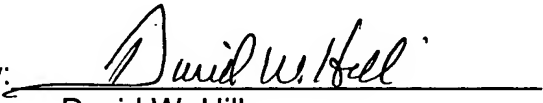
documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: November 21, 2005

By: 
David W. Hill
Reg. No. 28,220

Enclosures
DWH/FPD/klm

IDS Form PTO/SB/08: Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	Not Yet Assigned 20050557557
				Filing Date	November 21, 2005
				First Named Inventor	Jun MATSUMOTO
				Art Unit	N/A
				Examiner Name	Not Yet Assigned
Sheet	1	of	1	Attorney Docket Number	09812.0529

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
		US-6,587,817	07-01-2003	Vähätalo et al.	
		US-6,115,685	09-05-2000	Inoue et al.	
		US-			
		US-			

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				
		WO 00/41163	07-13-2000	Vähätalo et al.		
		EP-1145221	10-17-2001	Vähätalo et al.		
		CN-1132155	02-20-2002	Vähätalo et al.		
		AU-2112700	07-24-2000	Vähätalo et al.		
		FI-990033	07-09-2000	Vähätalo et al.		
		JP-1129198	08-10-1999	Inoue et al.		ABSTRACT

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation ⁶
		Eric ALLAMANCHE et al., "MPEG-4 Low Delay Audio Coding based on the AAC Codec," 106 th Convention, An Audio Engineering Society Preprint, Germany, May 8-11, 1999.	

Examiner Signature		Date Considered	
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.